

IN THE UNITED STATES DISTRICT COURT

FOR THE NORTHERN DISTRICT OF CALIFORNIA

GIL CROSTHWAITE,

No. C 09-00969 CRB

Plaintiff,

ORDER

v.

D&T CRANE CERTIFIERS,

Defendant.

The Court is in receipt of the Supplemental Declaration of Michele R. Stafford in response to this Court's August 3, 2009 Order. That Order had directed Plaintiff to "explain in detail the precise calculations . . . used to arrive at the dollar amounts [sought] in contributions, liquidated damages, and interest" in Plaintiff's Motion for Default Judgment. The declaration helpfully identified the contribution amount and liquidated damages calculation (including whether 15% or \$35.00 was used) for each fund for the month of January 2008, and attached a computer printout in support thereof. However, the declaration did not provide comparable information for the other months that are the subject of Plaintiff's motion. Nor did the declaration explain in sufficient detail how Plaintiff arrived at the dollar amounts sought in interest for any month. The Court cannot fully evaluate Plaintiff's motion without such information.

Plaintiff is directed to submit a further declaration providing: (1) the contribution amount, liquidated damages calculation, and supporting documentation for each fund, for

1 each month sought, as has already been provided for January 2008; and (2) step-by-step
2 calculations and supporting documentation for the amounts of interest (including the number
3 of which Plaintiff is taking 12%) for each month sought. Plaintiff shall file this supplemental
4 brief, of unlimited length, by Wednesday, August 12, 2009 at 4:00 p.m. Plaintiff shall also
5 be prepared to address these issues at the motion hearing.

6 **IT IS SO ORDERED.**



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9 Dated: August 11, 2009
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CHARLES R. BREYER
UNITED STATES DISTRICT JUDGE